

ORDINANCE NO. _____, SERIES 2009

AN ORDINANCE CHANGING THE ZONING FROM R-4 SINGLE-FAMILY RESIDENTIAL TO C-1 COMMERCIAL ON PROPERTY LOCATED AT 9413, 9417, 9421 AND 9605 OLD BARDSTOWN ROAD AND TAX BLOCK 61, LOT 117, CONTAINING A TOTAL OF 8.6 ACRES, AND BEING IN LOUISVILLE METRO (CASE NO. 11947) (AS AMENDED).

SPONSORED BY: COUNCILMAN TOM OWEN

WHEREAS, the Legislative Council of the Louisville/Jefferson County Metro Government (the "Council") has considered the evidence presented at the public hearing held by the Louisville Metro Planning Commission and the recommendations of the Commission and its staff as set out in the minutes and records of the Planning Commission in Case No. 11947; and,

WHEREAS, the Council concurs in and adopts the findings of the Planning Commission for the zoning change in Case No. 11947 and approves and accepts the recommendations of the Planning Commission as set out in said minutes and records, with one amendment to the binding elements as set forth below;

NOW THEREFORE BE IT ORDAINED BY THE LEGISLATIVE COUNCIL OF THE LOUISVILLE/JEFFERSON COUNTY METRO GOVERNMENT AS FOLLOWS:

Section I: That the property located at 9413, 9417, 9421 and 9605 Old Bardstown Road and Tax Block 61, Lot 117, containing a total of 8.6 acres, and being in Louisville Metro, more particularly described in the minutes and records of the Planning Commission in Case No. 11947 is hereby changed from R-4 Single-Family Residential to C-1 Commercial, as more particularly specified in the minutes and records of the Planning Commission, provided, however, said property shall be subject to the binding elements as set forth in the minutes of the Planning Commission in Case No. 11947, and the following amended binding element:

20. The applicant shall work with Public Works and the owners of the properties that have frontage on Old Bardstown Road to construct a pedestrian connection/sidewalk a minimum of 5-6 feet in width to connect Renaissance Marketplace North and South and that runs along the subject property's frontage on Old Bardstown Road. If there are no objections by

the affected property owners or Public Works, this pedestrian connection/sidewalk should be completed at the time the Certificate of Occupancy is issued for both developments.

Section II: This Ordinance shall take effect upon passage and approval.

Kathleen J. Herron
Metro Council Clerk

David W. Tandy
President of the Council

Jerry Abramson
Mayor

Approved: _____
Date

APPROVED AS TO FORM AND LEGALITY:

Michael J. O'Connell
Jefferson County Attorney

By: _____